

REMARKS

Claims 242-262 are currently pending, wherein claims 242, 249 and 256 are in independent form.

No claims have been amended hereby.

Favorable reconsideration of the present patent application as currently constituted is respectfully requested.

Regarding the Claim Rejections

In the pending Office Action, claims 242, 245, 246, 249, 252, 253, 256, 259 and 260 stand rejected under 35 U.S.C. §103(a) as allegedly being unpatentable over U.S. Patent No. 7,505,759 to Rahman (hereinafter the *Rahman* reference) in view of International Publication No. WO 00/31931 to Gehrman (hereinafter the *Gehrman* reference).

Without necessarily acquiescing in the characterization provided in the Office Action with respect to the applied art, pending claims, or both, Applicant respectfully traverses the foregoing §103 rejections and submits the following discussion as support.

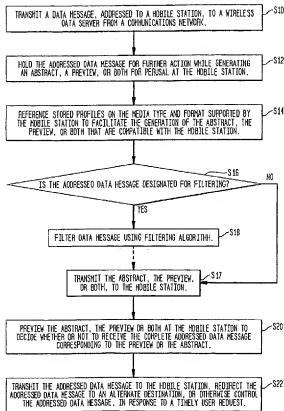
The claimed embodiments are broadly directed to redirecting data items from a messaging host system to a user's mobile device. As set forth in base claim 242, the claimed method

recites, *inter alia*, "detecting new data items for the user as they arrive at the messaging system by the redirector host system". Substantially identical features are also recited in base claim 249 (directed to a system for redirecting data items) and base claim 256 (a computer-accessible medium having sequence of instructions executed in conjunction with a processing entity). Applicant respectfully contends that the primary reference, i.e., *Rahman*, is deficient at least with respect to the features relating to "detecting new data items for the user as they arrive at the messaging system by the redirector host system" and such deficiency is not cured by the secondary/tertiary references relied upon in the instant Office Action.

Rahman appears directed to a system for controlling and redirecting data messages that includes a profiler for organizing profiles of characteristics of different mobile stations. See column 1, lines 45-47. A wireless data server 20 is provided as an interface between a communications network 40 (e.g., Internet/intranet network) and a wireless communications system 9 serving one or more mobile stations 44, 46. See Figure 1. Figure 3 of *Rahman*, reproduced below, illustrates a flow chart of a method of message control, which may be used to redirect or

otherwise handle an addressed data message addressed to a subscriber's mobile station. Starting at step S10, a computer 42 (e.g., server) may transmit an addressed data message to the wireless data server 20 via the communications network 40. See also column 10, lines 53-55.

FIG. 3



Rahman further discloses that the wireless data server 20 includes a receiver 34 for receiving addressed data messages addressed to one or more subscribers of the mobile stations 44 or 46. See column 55-58. It appears that the pending Office Action has equated the wireless data server 20 of Rahman to the claimed redirector host system. Further, the Office Action also appears to equate the computer

42 of Rahman to the messaging host system as set forth in the pending claims. Even if such an equivalence can be drawn, *arguendo*, Applicant submits that the wireless data server 20 does

not "detect new data messages as they arrive" at the computer 42. Rather, the disclosure of *Rahman* merely provides that the wireless data server 20 simply receives an addressed data message, which is deficient at least with respect to: (i) whether the wireless data server 20 in fact detects the new data items at all that arrive at the computer 42; (ii) whether the wireless data server 20 performs such detection of the new data items as they arrive at the computer 42; or both. Merely receiving a data message is not the same as or even suggestive of detecting that the data message has arrived at another location, let alone detecting the data message as it arrives at another location.

At least for the foregoing reasons, it is believed that *Rahman* is deficient when applied against the pending claims. Reliance on the applied secondary reference, i.e., the *Gehrmann* reference, is of no avail for purposes of maintaining a *prima facie* case of obviousness inasmuch as *Gehrmann* does not cure or otherwise address the deficiencies of *Rahman*. *Gehrmann* appears directed to a system and method for securing data objects such as email messages that can be conveyed to and from a user via an open network such as the Internet. As such, *Gehrmann* is silent as to whether any email messages arriving either at an external mail server 16 or at a corporate mail server 24 are detected as

they arrive at either location. Accordingly, it is believed that the combination of *Rahman* and *Gerhmann* references does not render base claims 242, 249 and 256 unpatentable because the combination fails to teach or suggest all the limitations of the base claims. Dependent claims 245 and 246 (depending from base claim 242), dependent claims 252 and 253 (depending from base claim 249) and dependent claims 259 and 260 (depending from base claim 256) are also believed to be allowable over the *Rahman*/*Gerhmann* references at least for the same reasons.

Remaining dependent claims are also rejected under 35 U.S.C. §103(a) based on one or more additional references as follows: (i) claims 243, 250 and 257 stand rejected as being unpatentable over the *Rahman* and *Gehrmann* references in view of Official Notice; (ii) claims 244, 251 and 258 stand rejected as being unpatentable over the *Rahman* and *Gehrmann* references in view of U.S. Patent Application Publication No. 2005/0278641 to Mansour et al. (hereinafter the *Mansour* reference); and (iii) claims 247, 248, 254, 255, 261 and 262 stand rejected as being unpatentable over the *Rahman* and *Gehrmann* references in view of U.S. Patent No. 6,807,277 to Doonan et al. (hereinafter the *Doonan* reference). Applicant respectfully traverses the foregoing §103 rejections inasmuch as the deficiencies of the *Rahman* and *Gehrmann*

references are not cured by the various tertiary references relied upon in the present Office Action. *Mansour* is directed to calendar client applications that can run on different computer platforms for improving calendar-server scalability. Whereas *Mansour* discloses a Java calendar application delivered to a web browser and notes that encryption is an important feature, there is no teaching or suggestion of how email messages may be detected at a messaging host system. *Doonan* appears directed to a secure messaging system that utilizes a key server. As *Doonan* discloses with reference to FIG. 2, when a sender 100 wants to send an encrypted message, sender 100 first sends a request (220) for a key to key server 106, which returns (222) an encryption key to sender 100 and makes a decryption key available on request to recipient 102. On the whole, however, the teachings of *Doonan* are not concerned at least with respect to the feature of detecting new data items as they arrive at a messaging system.

At least for the foregoing reasons, it is believed that all pending claims 242-262 of the present patent application are patentably distinguishable over the applied art of record.

Reservation of Rights

Notwithstanding the foregoing, Applicant reserves all rights not exercised in connection with this response, such as, e.g., the right to challenge or rebut any tacit or explicit characterization of any reference or of the present claims, the right to challenge any Official Notice(s) taken, the right to challenge or rebut any asserted factual or legal basis of any of the rejections of the present Office Action, or the right to swear behind any cited reference such as provided under 37 C.F.R. §1.131 or otherwise.

Fee Statement

Compared to the highest number previously paid for, the total number of claims and the number of independent claims have not increased. No extension of the response period is being sought. Accordingly, Applicant believes no fees are due for the filing of this response. If any additional fees are due and/or any overpayments have been made, however, please charge and/or credit our deposit account (Deposit Account No. 03-1130).

SUMMARY AND CONCLUSION

In view of the fact that none of the art of the record, whether considered alone or in combination discloses, anticipates or suggests the presently pending claims and in further view of the above amendments and/or remarks, reconsideration of the Action and allowance of the present patent application are respectfully requested and are believed to be appropriate.

Respectfully submitted,

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